

Dr. Priyal Sood versus State of H.P. and others

CWP No.9076 of 2026

05.06.2026

Present: Mr. Rahul Mahajan & Mr.Arhan Mahajan,
Advocates, for the petitioner.

Mr. Seema Sharma, Deputy Advocate General,
for respondents.

CWP No.9076/2026 & CMP No.13270/2026

Notice. Ms. Seema, Sharma, learned Deputy Advocate General, appears and waives service of notice on behalf of respondents.

The petitioner was appointed as Medical officer (Specialist) in Civil Hospital, Joginder Nagar, District Mandi on 01.11.2025. Petitioner's case is that she appeared in the examination of Indian Institute of National Importance and Super Specialization DM/MCH course on 25.04.2026. Petitioner was interviewed online for the said course on 18.05.2026. Result was declared on 30.05.2026, whereas she secured All India Rank 02 as direct candidate in Pediatric Surgery. Petitioner now seeks No Objection Certificate from the respondents for appearing in the counselling stated to be scheduled now.

Learned Deputy Advocate General has placed on record office instructions from Secretary (Health) to Government of Himachal Pradesh and on that basis submits that petitioner has to serve the State for a period of two years including one

year mandatory field posting. Petitioner has served the State as on date only for 07 months; As per Clause 11.1.2.(b) of PG/SS Course, 2019, those candidates who had initially joined as direct candidates but subsequently turned GDO or those who had joined GDOship after doing PG from elsewhere shall be considered for sponsorship to Super Specialty Courses subject to the condition that GDO should be regular and should have served the State for at least three years including one year mandatory field posting.

Learned counsel for the petitioner relied upon order dated 12.04.2022 passed in CWP No. 2260/2022 (Dr. Vinay Bhardwaj versus The State of H.P and another) as also, the decision rendered in the aforesaid case on 20.11.2024. Learned counsel further submits that aforesaid orders has been implemented by the respondents.

Besides issuance of No Objection Certificate, prayer has also been made for releasing original M.B.B.S degree of the petitioner that was stateldy deposited with respondent No.2 at the time of joining as Medical Officer (Specialist), in order to participate in the counselling. Learned counsel submits that petitioner undertakes to return these original certificates/degree back to respondent No.2 within a week of counselling.

Keeping in view the grievance of the petitioner and the urgency pointed out, the respondents are directed to issue

provisional No Objection Certificate to the petitioner for appearing in the counselling for the course in question. The No Objection Certificate be provided by 5:00P.M on 06.06.2026. The original documents of the petitioner relating to M.B.B.S degree statedly lying with respondent No.2 be also released to her within aforesaid period. The petitioner shall furnish an undertaking in the form of an affidavit during the course of the day, today that the original M.B.B.S degree released to her by the respondents shall be deposited back within a week of counselling. The above issuance of provisional No Objection Certificate by the respondents in favour of the petitioner shall be subject to the final outcome of the writ petition and will not create any equities much less to any right in her favour.

Reply be filed within three weeks. List on 10.07.2026.

Jyotsna Rewal Dua
Judge

June 05, 2026
(yogesh)